



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/662,126	09/12/2003	Bernhard Knapp	CHIR-0340

Chiron Corporation  
Intellectual Property  
PO Box 8097  
Emeryville, CA 94662-8097



CONFIRMATION NO. 9379

## FORMALITIES LETTER



\*OC00000012251619\*

Date Mailed: 04/01/2004

09/28/2004 HLE333 00000018 10662126

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02 FC:1001 770.00 OP  
03 FC:1202 90.00 OP  
04 FC:1051 130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$90 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$990 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$90

DOCKETED on/by 4/5/04 am  
ANY. RMH  
File # PP 06279,105  
Due Date 6/1/04 MP5  
Final Date 11/1/04 MP5

- \$90 for 5 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



PATENT  
Customer No. 22,852  
Attorney Docket No. 05552.0999-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Bernhard Knapp et al.	)	Group Art Unit: Unknown
	)	
Application No.: 10/662,126	)	Examiner: Unknown
	)	
Filed: September 12, 2003	)	
	)	Confirmation No.: 9739
For: PROTEINS, IN PARTICULAR	)	
MEMBRANE PROTEINS OF	)	
HELICOBACTER PYLORI, THEIR	)	
PREPARATION AND USE	)	

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION**

In response to the communication of April 1, 2004, Applicants submit the statutory filing fee of \$770.00, the required surcharge of \$130.00, additional claims fee of \$90.00, and a copy of the Notice of Missing Parts.

Applicants also submit herewith a Request for a four-month Extension of Time and the requisite extension fee of \$1,480.00.

Please associate the enclosed declaration with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 27, 2004

By: Carol P. Einaudi  
Carol P. Einaudi  
Reg. No. 32,220